

Minutes of a Town of Riverhead board meeting held by the town board of the Town of Riverhead at Town Hall, Howell Avenue, Riverhead, New York on Tuesday, June 5, 2012 at 2:00 p.m.

**PRESENT:**

Sean Walter,	Supervisor
John Dunleavy	Councilman
James Wooten,	Councilman
George Gabrielsen,	Councilman
Jodi Giglio,	Councilwoman

**ALSO PRESENT:**

Diane M. Wilhelm,	Town Clerk
Robert Kozakiewicz,	Town Attorney

(The meeting was opened at 2:00 p.m.)

Supervisor Walter: "Mitch Freedman, can you lead us in the Pledge of Allegiance?"

(At this time, the Pledge of Allegiance was recited, led by Mitch Freedman)

Supervisor Walter: "Pastor Rick Saladon from Living Waters Church. Would you like us to sit or stand? Full Gospel Church."

Pastor Saladon: "You can be seated."

Supervisor Walter: "Yeah, you've got to talk right into it."

Pastor Saladon: "Supervisor Walter, Council people, thank you for having me, members of the audience, let's bow our heads in prayer."

Father we thank you Lord for the great town of Riverhead that we live in. We thank you Lord. We've seen you prosper it over the years. We thank you for the great government we have right now.

Father, we thank you that you bless them Lord God, from Supervisor Walter all the way down to the Council persons to the rest of the government.

Let your blessing be upon them.

Father, we thank you. Riverhead is going to continue to prosper, your hands are going to continue to be upon it and Father during this meeting may there be a spirit of cooperation may there be a spirit of unity, may there be much done for the furtherance of the prosper of Riverhead.

This we ask in Jesus' name. Amen."

Supervisor Walter: "Thank you, Pastor Saladon from Living Water Full Gospel Church. Thank you for coming, Reverend."

Pastor Saladon: "Thank you."

Supervisor Walter: "Okay. Well, I see a lot of people there. I see Maureen. Maureen Lynn, can you come down to the front with the rest of the town board? And your family. And whoever else wants to come up.

Maureen has just retired from the water- Riverhead water district. Actually for the second time if you will. She retired and she agreed to come back to help train the person that took her position and now she is officially in new unchartered territory, a new chapter in her life and Maureen is one of those employees that always greets you with a smile.

I know- you know, practicing law, that if you needed something in the water district and you needed a water meter turned on or turned off, it was never I can't get to it, I don't know when that's- okay, we'll take care of it. No problem.

And I know, Gary Pendzick, why don't you come up because I'm sure you might want to say a word or two, or three. Maureen is just an exemplary employee and I am- we as a town board are very sorry to lose her but we've had many conversations and it's time for a new chapter in your life is what you said, and so I'm very sorry to lose you, but we're very happy that you're happy.

And, Gary, you want to say a few words."

Gary Pendzick: "Maureen, 30 years ago you came to work, there was myself and others in the water district; 30 years ago we were one of the smallest water companies on Long Island or in Suffolk County and over those years, it's been one wild and wooly roller coaster ride.

And we've gotten the job done. You are so responsible for what we are today, the Riverhead water district. All of us in the district and the people of Riverhead owe you so much. Thank you."

Supervisor Walter: "Are there water district employees? Come on up, guys. This is your time to be acknowledged by the board, too. Look at them, they won't come up. Cablevision lady, (inaudible) get a picture of all these people. Let's see, there you go. Smile.

Those are the men and women that run the Riverhead water district, help run the Riverhead water district and we are thankful for everybody that has come out tonight.

So- and as is the town custom, we have this town seal that we'd like to present to you and we are so thankful that you worked for us and appreciative of everything you've done, and would you like to say anything, introduce your family?"

Maureen Lynn: "My daughter Stacy, my son in law, Frank, and my niece, Katherine.

And I just want to say that 30 years ago I started working for the town in the water district. Like Gary said, he made it easy for me. We did see a big growth. It started out very small, it is what it is today, the water district, and I'm very proud to be a part of it.

And I just want to thank everybody for everything over the last 30 years and I've made a bunch of friends, worked with great people and, yes, I am ready for another chapter in my life.

Thank you."

Councilman Dunleavy: "Gary should name a pump station after her."

Supervisor Walter: "I guess we're naming pump station- water

tower. Maureen, thank you very much. We're going to take a picture. Let's get a good picture. Go with your family there. Get a picture.

I'm sure we'll be calling you."

Maureen Lynn: "All right, any time."

Supervisor Walter: "We do have a puppy out there. Not yet? Rex Farr, see me after class. Okay. We will have Buster here but Jessica our ACO is attending to other matters so when you comes, we will have him come in.

All right. Yeah, go ahead."

Councilman Dunleavy: "I'd like to make a motion that we approve the minutes of the May 16, 2012 meeting. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The minutes are approved."

Supervisor Walter: "Okay. Reports, Diane."

Diane Wilhelm: "Okay."

#### **REPORTS:**

Tax Receiver	total tax collection to date May 31 <sup>st</sup> , \$113,116,432.60
Town Clerk	monthly report, May, 2012 - \$10,068.17
Police Department	submitted their monthly report for April

#### **CORRESPONDENCE:**

Conservation Advisory	letter of recommendation to
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Council

restrict the use of outboard  
motors to electric only in the  
Peconic Lake/Forge Pond area

**APPLICATIONS (pending Town Board approval)**

Special permits

Alzheimer's Association Long  
Island Chapter - walk through  
river front parking lot area  
August 25, 2012

Railroad Museum of Long Island -  
annual railroad festival - Aug.  
25 & 26, 2012

Parade/Assembly Permit

American Diabetes Association -  
bike rode - June 9, 2012

Companion Animal Protection  
Society - assembly at 487 Main  
Road, Aquebogue (puppy  
experience) June 23, 2012

Diane Wilhelm: "And that's it."

Supervisor Walter: "Well, I have a committee report. Then we'll go to any other committee reports-- it's not really a committee, but I sit as a member of the Nassau/Suffolk Regional Planning Council and today we had the pleasure of presenting the EPCAL subdivision to the Regional Planning Council and requesting that they make this a project of regional significance.

And so we made this-- Kevin Walsh and I made this presentation this afternoon in Farmingdale and next month I believe the Regional Planning Council will designate this is a project of regional significance. So that's just-- everybody is very happy at the work that the town board is doing and so we're well on our way.

So I wanted to report that to you.

Any other committee reports? What are you wearing this for?  
What is that?"

Councilman Dunleavy: "It's a poppy for the VFW. It's to show

that we support our veterans all over the United States."

Councilman Wooten: "There was a representative at the circle of friendship dedication at the Jamesport Civic (inaudible)."

Councilman Dunleavy: "Yeah, it's a dollar donation."

Supervisor Walter: "I missed that. Sorry. The Regional Planning Council- any other committee reports?"

Councilman Dunleavy: "What about the cardboard- "

Councilman Gabrielsen: "We're on for Sunday, June 24<sup>th</sup>, I'm ready to go."

Supervisor Walter: "Anna Throne Hulse, what kind of paddles or oars are we allowed?"

Councilman Gabrielsen: "I think we may let her with the two ended paddles to make it a little more competitive."

Supervisor Walter: "Do I get a two ended paddle?"

Councilman Gabrielsen: "It's your choice. And also I found out- I also found out another interesting fact about her. She's Norwegian, just give her a double edged paddle."

Supervisor Walter: "So she gets the two edged paddle. Well, you know- "

Councilman Gabrielsen: "And what we did this year, we actually had a nice size supervisor's cup made with the last prior two year's names on it. Now we'll just go from town to town. We want to keep it in Riverhead. It will be an actual cup that we will move around."

Supervisor Walter: "Well, if you want to keep it in Riverhead, why don't you make her use the paddle? She clearly didn't know how to. Let's be realistic here."

Councilman Gabrielsen: "You're not scared."

Supervisor Walter: "No. Did you see how fast she went to first gear?"

Councilman Gabrielsen: "I should have said that but now the pressure is on you for the next three weeks. Think about it."

Supervisor Walter: "That brick you built me may not last."

Councilman Gabrielsen: "You should see the one I built her."

Supervisor Walter: "All right. So June 24<sup>th</sup>— "

Councilman Gabrielsen: "The 24<sup>th</sup>. The first race will be at 12 noon, the supervisor's cup."

Supervisor Walter: "We'll come in and watch Anna Throne Hulse (inaudible)."

Councilman Dunleavy: "We'll come down and cheer you on."

Supervisor Walter: "There you go. I'm not sure George is cheering me. Okay."

Any other committee reports? No. All right. We have quite a few public hearings today."

Public hearing opened: 2:15 p.m.

Supervisor Walter: "The first one is supposed to start at 12:05, consideration of a local law amending Chapter 108 entitled zoning of the Riverhead town code, Section 108-60 off street parking. Jodi, is this one of yours here?"

Councilwoman Giglio: "This is for the— right now our code states that alternative for asphalt or concrete impervious surface would be gravel and this allows for other options at the discretion of the town engineer and the planning department so that, you know, they have pavers now that are pervious, they have other materials that they' come out with to mitigate storm water.

So this allows for other types of pervious surfaces than just gravel."

Supervisor Walter: "Great. Good idea. Does anybody wish to be heard on this matter? Not seeing anyone, we will close the public comment portion and we will leave it open for written comment until June 15, Friday, June 15<sup>th</sup>."

Public hearing closed: 2:17 p.m.

Left open for written comment for 10 days to Friday, June 15, 2012."

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Public hearing opened: 2:17 p.m.

Supervisor Walter: "Okay, 2:10 having arrived, we have the consideration of a local law amending Chapter 103 entitled solid waste management of the Riverhead town code.

And, Jodi, I know you worked on this. Do you want to present this?"

Councilwoman Giglio: "This is just- it's updating our code in conformance with the New York State DEC with the solid waste program and the reporting requirements to the state as to what the town is doing for recyclables and e-waste and things of that nature.

So we have amended the code to make it clear as to what is required of residents of the town of Riverhead and we've been through this a dozen times with the help of Kashen Associates (phonetic) Mr. Hile who the town board agreed to hire to help us with this legislation and the deputy supervisor, (inaudible) Lewis, and Anne Marie Prudenti and I think we have a great finished product.

So- and I know that we're working with the Key Club to act as our recyclable coordinator and retrieving the data and then reporting to the state so that we can keep the numbers and the counts."

Supervisor Walter: "Okay, good. Mr. Hile, would you like to be heard at all on this?"

Mr. Hile: "This is my- "

Supervisor Walter: "You have to come up here and we're going to announce you properly. This is my first official boss when I got out of college so I have to be careful. I might not have been the model employee."



Mr. Hile: "Supervisor, I think we should have given you a raise."

Supervisor Walter: "Let's be realistic here."

Councilwoman Giglio: "But then he might not have been here today."

Supervisor Walter: "This is true. My love of town government came from you, sir."

Mr. Hile: "Thank you. I want to endorse the work that the town board has done on this project (inaudible) the state regulations and make the solid management plan more easily adoptable by the state and welcome- and I think it will help improve general solid waste conditions in the town.

I appreciate all your efforts. Thank you."

Supervisor Walter: "Thank you very much. Mr. Jim Hile.

Does anybody else wish to be heard on the subject?"

Robert Kozakiewicz: "I thought maybe just a couple of things might be necessary to mention and I don't want to belabor.

But this amendment now will actually mirror or make note of the fact that the town has gone to residential (inaudible) districts which the prior code did not and it spells out the methodology with respect to collection practices and the procedures that are set forth in our garbage district contracts with our garbage collectors.

So that's I think an important part that's now reflected in the code.

It also addresses recyclables and some of the other things that the prior solid waste did not."

Supervisor Walter: "Okay, good. Anybody else wish to be heard on the matter? Not seeing anybody, we'll close the public comment portion and leave it open for written comment until June 15<sup>th</sup>."

Public hearing closed: 2:20 p.m.

Left open for written comment until  
June 15, 2012

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Public hearing opened: 2:20 p.m.

Supervisor Walter: "Moving right along we have a 2:15 public hearing for the consideration of a local law amending Chapter 106 entitled Waterways of the Riverhead town code, Section 106-8, speed, reckless operation."

Councilman Dunleavy: "This is- we're doing the Peconic? This is we're changing from gas to electricity. It's good for the environment, it's good for the ecology, for the grasses so there will be no gas motors allowed on the Peconic River north of Grangebels- west of Grangebels Park.

So this is putting that in our code."

Councilwoman Giglio: "I thought that we were amending this to say unless it was an emergency repair and then they could use the gas- "

Supervisor Walter: "We had already put it up for public hearing so we would have to adopt this and then we'd have to amend it again."

Councilwoman Giglio: "Okay."

Supervisor Walter: "So we're doing- "

Councilman Gabrielsen: "That was part of the discussion, that that would be put in."

Supervisor Walter: "We had done this first."

Councilman Gabrielsen: "Okay."

Supervisor Walter: "So we would have to either not do anything with it so we could adopt this and we could do a further amendment."

(Some inaudible discussion)

Councilman Dunleavy: "We can add it too. We're going to add except emergency vehicles, police, fire or ambulance personnel can use a gas powered motorboat on the river."

Supervisor Walter: "Okay. Does anybody wish to be heard on this? That clearly will appear for one more public hearing. Yes, sir."

Ernie Fugena: "Thank you for hearing me. My name is Ernie Fugina (phonetic). And I represent the Peconic Lake Estate civic organization as president.

I want to tell you our organization 100% supports this measure just for the safety on the lake. You have small children with kayaks and the environmental impact that some of the gasoline motors put on the lake is really horrible.

Now, I've read some of the things that were written on the website and people have said they don't see gasoline motors on the lake. If you come to the lake almost any day you can see one or two gasoline motors on Forge Pond, Lake Peconic.

I do hope this is adapted by the board and thank you for hearing me out."

Supervisor Walter: "Thank you. Does anybody else wish to be heard on the matter? Not seeing anyone, we will close the public comment portion, leave it open for written comment until June 15<sup>th</sup>."

Public hearing closed: 2:23 p.m.  
Left open for written comment until  
June 15, 2012

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Public hearing opened: 2:24 p.m.

Supervisor Walter: "2:20 having arrived, we have a public hearing for the consideration of a local law amending Chapter 99 entitled Taxicabs and Vehicles for Hire of the Riverhead town code, Section 99-5 operator's permit.

And this really was-- the department of criminal justice required us to amend the language of the previously adopted taxicab ordinance for the purpose of fingerprinting and the approved vendors for fingerprinting.

They waited a little late so we're back to public hearing on this.

And does anybody else wish to be heard on this matter? Not seeing anybody, we will close the public comment portion and leave it open for written comment until June 15<sup>th</sup>."

Public hearing closed: 2:25 p.m.

Left open for written comment to  
June 15, 2012

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Councilwoman Giglio: "Bob, there was something else that they wanted us to put in there. Right?"

Robert Kozakiewicz: "This is actually the additional language. What happened was we had included the portion which is at the bottom which starts with the chief of police. That was sent to DCJS and they essentially signed off saying now you'll be able to be in a position to carry out the fingerprinting for purposes of civil reasons such as licensing.

After publishing that, the public hearing would have been heard on the 16<sup>th</sup> of May. They said we want you to clean up some wording which is at the top which talks about the manner in which the fingerprints get transmitted to them.

So there was-- mailing the fingerprints doesn't happen anymore. So they asked for a change in that respect."

Councilwoman Giglio: "Okay, and it's in here. That's wonderful."

Robert Kozakiewicz: "They just basically said listen (inaudible)."

Supervisor Walter: "Okay. So we'll close it, leave it open

for written comment until June 15<sup>th</sup>."

Public hearing closed: 2:25 p.m.

Left open for written comment to  
June 15, 2012

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Public hearing opened: 2:26 p.m.

Supervisor Walter: "Okay, we have two for 2:20 and I think Michael Reichel stepped out. Can we grab Michael, Tara, because I'm going to open this first.

This is a consideration of the sewer district's purchase of property for the purpose of expansion of the Defriest pump station.

So apparently we need pump stations for the sewer department so we really should name one of the pump houses as well.

I think I'd rather be named after a water pump house than a pump station.

Anyway this is a public hearing for the purpose of purchasing a piece of property from the Kulesa Trust for the purposes of expanding the Defriest pump station and that property is property known as tax map #0600-129-4-8 and we're going to purchase this for the purpose of expand- future expansion of the pump house, but the pump station and the property was for sale and it was always designated the Defrist property. We need it so it worked out very well for us.

Mike, would you like to say anything?"

Robert Kozakiewicz: "One little correction. The name of the property owner is Kulesa. The supervisor may have some problems with the Polish name."

Supervisor Walter: "What did I say? We made him Italian."

Michael Reichel: "I just want to say it's a perfect time to buy the property. First of all, it's available. Second of all it's the neighboring property. We already have an easement across it and

it would be used for the future expansion if a future expansion became necessary.

If we were to upgrade the pump station for additional capacity, we'd need the additional space. And this, you know, is kind of a perfect fit."

Supervisor Walter: "Good. Thank you. Okay. Does anybody else wish to be heard on the purchase of this piece of property?

Not seeing anybody, we will close the public portion today and leave it open for written comment until June 15<sup>th</sup>."

Public hearing closed: 2:28 p.m.

Left open for written comment to  
June 15, 2012

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Public hearing opened: 2:28 p.m.

Supervisor Walter: "Okay. Now the show we've all come to see. What's this, the third time is a charm I think.

2:20 having arrived, this is the consideration of a local law amending chapter 108 entitled Zoning of the Riverhead town code, Article XXIII, Residence RC district, retirement community.

And this, John, go ahead, why don't you introduce this?"

Councilman Dunleavy: "Well this is an assisted living retirement community. Seeing that we do have a lot of elderly people living, senior citizens, living in the town of Riverhead, I think this is just an adjunct to that so they can stay in the town of Riverhead when they cannot take care of themselves or partially take care of themselves or get Alzheimer's and need help.

So I just think that this-- after we've had two public hearings and after both public hearings we did make changes in it, so this is the third public hearing we're having for this.

Basically that's what it is."

Supervisor Walter: "Okay. The public is what we're looking for. Is anybody from the public wish to be heard on this?"

Jay Zuckerman: "Good afternoon. My name is Jay Zuckerman. I'm the vice president for corporate affairs in the Peconic Bay Medical Center.

And in looking at what was redrafted, it is much less confusing and vastly improved. So you should be congratulated.

With regard to that, overall Peconic Bay Medical Center clearly sees a need for these kinds of facilities within the community that we serve. The corridor (inaudible) Middle Road, those condominium complexes are 10, 15 plus years old and people are aging in place and it's important to have these kind of a facility available to the community and we at the medical center are seeing more and more senior and older patients with all sorts of medical problems merely because people are living older.

In terms of some observations, just let me make some specific comments. In the purpose, you don't include hospital (inaudible) of close proximity and that might indeed be a consideration.

In addition as was written from the Supervisor by Mr. Mitchell about six or eight months ago, it's clear that these kinds of facilities may engender greater demands, particularly on ambulance corps within the area and I don't know what kind of consideration might be given to better support ambulance corps in terms of are the entities that will be building this facility be non-profit or for profit. Obviously they're non-profit. Perhaps you might consider some kind of contribution with regard to ambulance services."

Supervisor Walter: "Actually one of the things that the board is mulling over now and we're going to try to do and, Jill, we should put this on for work session when Dan McCormack is ready. He's probably close to ready. Building-- other municipalities built for ambulance services, Medicare and Medicaid, and there is a tremendous amount of money as I understand it being left on the table by town ambulance districts such as ourselves, because it's being financed-- taxpayer financed and Medicaid and Medicare and other jurisdictions even in this state are used to getting billed for these services, but we and many Long Island municipalities don't do that.

So we will be looking to do that as a way to hopefully cover costs."

Councilman Dunleavy: "And also a lot of independent insurance companies pay for ambulance services. So it's not just Medicare and Medicaid but it's a lot of policies that we never looked at to see if we could get money from them."

Jay Zuckerman: "The other comment that I'd like to make is the proposal talks more about structure versus function in terms of services to be provided. So I don't know whether consideration needs to be made that when these facilities are being built, there should be services that might have social work, nutrition, recreational therapy. Those are integral parts of trying to keep people active and have them plan for the future in terms of social work services in particular.

So that's something that you need to at least think about.

Beyond that, there is a definition of day care facility and a question arises whether the intent is for a social day care facility or a medical day care facility. They are two different types of services.

By and large, medical day care are licensed by the State of New York and provide medical services as well as social services and recreational therapy so you may in fact need to want to consider whether or not you want one or both and should there indeed be a reference to regulations.

In the version that I got, received, you do have the term of assisted living retirement community and in the document there is not a definition there. So I don't know whether it was a function of the copy I received or whether that needs to be addressed in the draft proposal."

Councilwoman Giglio: "It's on page three."

Jay Zuckerman: "And then also if you look at the top of page four, you- the sentence reads one family dwelling unit either attached or detached designed to provide living accommodation for persons and you've got over the age of 55 years versus fifty five years of age or older. I'm not sure what that means."



Supervisor Walter: "No, you have an older version. It's been changed. Accommodations for persons 55 years of age and older."

Jay Zuckerman: "Great. And last but not least and most importantly the medical center is more than willing to work with the developer in terms of (inaudible) consideration. We have an excellent physical therapy/occupational therapy department that would be more than willing to work with the developers in terms of trying to make these facilities as accessible as possible to individuals who may have limitations or handicaps.

I'd be more than (inaudible) to answer any more questions that you would like."

Supervisor Walter: "Well, I will pepper you with this question. You guys are a five star what?"

Jay Zuckerman: "For general surgery."

Supervisor Walter: "And what does that mean?"

Jay Zuckerman: "Health grade is an entity that evaluates hospitals and facilities based upon the outcome measures. And they look at our outcome measures and in fact we were highly rated.

Similarly and I'm proud to report that Consumer Report about three months ago, four months ago, graded hospitals particularly with regard to infection and (inaudible) kinds of things and we were far above average compared to the rest of New York State."

Supervisor Walter: "And you- aren't you in the top 10 in New York State, top 10 percent of the hospitals?"

Jay Zuckerman: "According to the health (inaudible) report, yes."

Supervisor Walter: "So Peconic Bay Medical Center making great strides."

Jay Zuckerman: "Lastly but not least a little advertisement. We are in fact the largest joint replacement surgical facility in Suffolk County."

Supervisor Walter: "And what's the name of that facility?"

Jay Zuckerman: "Well, it's the Center for Advanced Surgery and we are a speciality accredited by the joint commission in terms of certification for joint replacement and we are moving forward to get the same designation for our stroke program, which is certified by the State Health Department."

Supervisor Walter: "You have— who's the famous doctor on staff now for joint replacements?"

Jay Zuckerman: "Dr. Krause (phonetic)."

Supervisor Walter: "I think we covered it all, didn't we?"

Councilman Dunleavy: "I just have one thing to say to follow what the supervisor said. Is I was surprised that one of the top surgeons, brain surgeons, from Stony Brook operates in your suite. Because of the surgical suites, how clean they are and the air circulation, that he only operated at Stony Brook but now he's coming out here and he's doing some operations out here."

So I want to also congratulate Peconic Bay Medical Center on the strides that they have taken over the years."

Jay Zuckerman: "And truthfully our success is a function of the (inaudible) with the town and the kind of support that we get from the community because— "

Supervisor Walter: "All right. Don't go too far with the town."

Councilman Wooten: "I was going to say is there any correlation between joint replacement and the long walk you need to get in to the place?"

Jay Zuckerman: "Well, we do provide valet parking Monday thru Friday and it's complimentary. And a parking garage is much needed."

Supervisor Walter: "We're working— not a garage, but something."

Jay, thank you very much for that, for coming.

Does anybody else wish to be heard on this matter? Yes, Mr.

Cuddy."

Charles Cuddy: "Good afternoon, supervisor, members of the board.

I'm troubled a little bit by the concept and I keep hearing Councilman Dunleavy say assisted care and it seems to me we started out and we had sort of a simple model (inaudible) as a Honda Civic and it seems to me that we're going to sort of a Maserati type approach.

What I mean by that is that we don't have just assisted care. We have congregate care, we have affordable assisted living retirement, we seem to have virtually every type of conceivable care, not just assisted living.

Assisted living seemed to be intelligent. I thought everybody agreed to that and we've gone way beyond that conceptually.

I'm troubled that instead of assisted living, we have congregate care essentially which is a very different type of activity.

But in particular I'd like to point out a few things I think that could be corrected if you are going to adopt this.

One of the things is that you have a definition on the definition page of affordable assisted living but there's no reference in the uses of affordable assisted living. I'm not sure why that's there in the first place. That's in the definitions.

Also in the definitions you have continuing care retirement community and you talk about and I think it's important this get corrected because it will cause somebody a problem. In the last sentence of that section you say adult care facility and the assisted living residence shall constitute no less than 40% of the total number of units within the Article 46 continuing care retirement community. That's really an impossibility.

The adult care is a service where the assisted living is a unit. You can't take 40% of a service and unit and put them together. It just isn't going to work.

I think that that just has to be-- if you're going to use it, it

has to be corrected.

I would also point out to you that 108-118e, you have independent living units and again you- "

Supervisor Walter: "Hold on. Which section were you talking about?"

Charles Cuddy: "I was talking about the clause in definition section continuing care retirement community and both, it's both one and two, generic (inaudible). It's the same statement in the last sentence. It can't be 40% of the service and 40% of the physical site. It doesn't work."

Supervisor Walter: "Okay."

Charles Cuddy: "The next thing I would like to bring to your attention, I think we've done this before but the independent living units, it's 118e, you have two units that you can have, then you have two units more for TDR's, but you recognize in the normal retirement community district, you need three units so whoever is doing this is going to have- only provide two units where somebody who has a normal condominium situation has to buy three units.

Again, that's unfair and I think it's been said several times. It's still addressed in here as two instead of three."

Supervisor Walter: "Okay."

Charles Cuddy: "I note that you had- and we had discussed this previously in 108-119a, you say that all lots should be in the water and sewer district and I was hoping that since this is an unsettled area that it's going into, we don't have any RC district that is presently available, that you would consider just making it public water and public sewer so you could have the option of having a sewer system that was not necessarily connected to our sewer system.

Two final points. In the buffer area which is number 6 you have down, you have narrow buffer areas. I would hope that you could make a 25 foot buffer area and a 50 foot buffer area and make that part of the open space so that you have- it's certainly a residential district next door, you would have 50 feet instead of 25. And you could put that as part of the open space. It wouldn't

hurt anybody.

And then finally the question becomes where is this going to take place because there just isn't any RC district yet that's been (inaudible)."

Supervisor Walter: "We're working on some-- well I don't want to say RC district but this is going to be a use that (inaudible) at Calverton as well."

Charles Cuddy: "Again, I'm just concerned that we're not just doing this district here. I hope you take a look at that.

Thank you."

Supervisor Walter: "Thank you."

Councilman Dunleavy: "Thank you."

Supervisor Walter: "Does anybody else wish to be heard on the matter? Okay, we'll close the public comment portion-- oh."

Darlene Raynor: "Hi. My name is Darlene Raynor. My mother owns the horse farm (inaudible).

This is the first we've heard and-- have there been prior public hearings?"

Supervisor Walter: "There's been three or four public hearings. This is at least the third public hearing on this and it's not just being adopted for one particular parcel although that is one of the parcels that is-- we know is in consideration.

I see that it's something that might go into the Calverton property as well so it's not just for one location."

Darlene Raynor: "Not just the one location (inaudible)."

Supervisor Walter: "It may go forward with their application which it seems likely they will but this would be something that may go there."

Darlene Raynor: "Now as property owners (inaudible) notified?"

Supervisor Walter: "We're adopting the public hearing on the statute. The site plan is a separate issue. They will have to go to the planning board for a site plan. They will notify the public. They will have a public hearing and that's when you can talk about the specifics. You'll see the specific proposal that they have drafted.

We're just trying to draft legislation that works for the town and- "

Councilwoman Giglio: "(inaudible) these types of uses for assisted living in our town. So we're trying to establish criteria and that's what the public hearings are for now. It is to come up with a consensus as to how many units per acre or how many assisted living and what type of facility and the ambulance services and things of that nature.

And then each applicant that comes in for this type of facility would have to go through a site plan process and there would be a formal public hearing and posting of the property and notification to the property owners to come out and speak if they wish."

Darlene Raynor: "So has the zoning there been changed or- "

Supervisor Walter: "No."

Darlene Raynor: "Is that what you're discussing here today?"

Councilman Wooten: "(inaudible) legislation to allow this type of use within the town of Riverhead. We're (inaudible) which is dependent upon all the conditions in this legislation, size, proximity to water, sewage concerns. So it's not really- there's two parcels that lend themselves, Calverton is probably a good area, (inaudible). There's a few areas that probably will fit the legislation. It's not being earmarked for any particular (inaudible)."

Darlene Raynor: "Is it something that you're leaning towards (inaudible)?"

Councilman Wooten: "Yes. There's a need in the community for this type of assisted living."

Darlene Raynor: "My other concern was (inaudible) could

possibly be a sewage processing plant?"

Supervisor Walter: "No. That's one of the issues that we're requiring this to be in the sewage district or adjacent to a sewer district so that the capacity of the sewage goes to the Riverhead or the Calverton sewage treatment plant.

There would be-- if I'm not mistaken-- there would be another public hearing because we have to request a change of zone. Where's Rick Hanley? Isn't that correct? They have to request a change of zone so they're not out of the woods yet. I think they know that. They're sitting in the audience if you want to talk to them, the proponents of the property you're talking about.

But they'll have to apply for a change of zone. Then the town board will have a public hearing on the change of zone, then it will go to the planning board and the planning board will do a site plan. There will be another public hearing for the site plan.

In the change of zone, I for one, will want to see some very-- I don't want to say detailed site plan, but I'll want to see the site plan that they're proposing so you'll have two more times to look at this in a public setting and really know what you're looking at.

Now I view it as-- some view it for that 15 acre parcel. I view this as a wonderful addition to something at EPCAL which may or may not happen."

Darlene Raynor: "Okay. All right. Well, thank you."

Supervisor Walter: "Thank you. And pay attention to Riverhead Local and they put the public hearings on the website and the News Review puts them on the website and the paper and that's when you'll know what's going on."

Councilman Dunleavy: "And Patch also."

Supervisor Walter: "Patch. Well, I don't know if Patch does the public hearing notices. Do they? Okay. Okay, thank you.

All right. Does anybody else wish to be heard on this matter? Not seeing anybody I don't think, not seeing anybody, we'll close the public hearing and leave it open for written comment until June 15<sup>th</sup>."

Public hearing closed: 2:47 p.m.

Left open for written comment to  
June 15, 2012

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Supervisor Walter: "Okay. We are not going to have our canine friend come in today because Jessica got called out on another emergency but we do have available Buster for adoption. Buster was coming in. He's an American (inaudible) terrier, mixed, gender male, neutered, age one and a half and probably I don't pronounce (inaudible).

Buster is a one and a half year male, neutered American (inaudible) terrier. Nobody can see that but— so we are sorry Buster couldn't be with us today.

Okay, we're going to open the floor for public comments on resolutions. If anybody wants to make a comment on resolutions, now is the time to do it. Yes. Mr. Hattorff."

Matt Hattorff: "How are you?"

Supervisor Walter: "I'm doing well. And yourself?"

Matt Hattorff: "Good."

Supervisor Walter: "Good. What are you here for today?"

Matt Hattorff: "Resolution 432. I tried to get a copy on Friday of the RFP. In one place it says it's an RFP and somewhere else it says it's a bid. I tried to get a copy on Friday, I was told no. I filled out a FOIL."

Supervisor Walter: "Why were you told no?"

Matt Hattorff: "You'd have to ask Dan about that."

Supervisor Walter: "Oh, it's a sealed bid. Yeah, okay."

Matt Hattorff: "They were going to get back to me on Monday. I got a call about 10:00 this morning that I could have a copy of it. I picked it up around lunch time. I really haven't had time to



look at it but it seems to me that if it's an expenditure of funds, that we should be allowed to have a copy of it prior to awarding the bid."

Supervisor Walter: "We wouldn't give you the- I'm not the FOIL expert, but we wouldn't give you all the bids, is that correct, if it's a request for- a bid situation."

Matt Hattorff: "All I was looking for was the one you were going to award."

Supervisor Walter: "That would be one- I guess- well, we gave it to you. Unfortunately I'm sorry we didn't get it to you before today. Was it today or yesterday you got it?"

Matt Hattorff: "I got it about two and a half hours ago."

Supervisor Walter: "Okay."

Matt Hattorff: "If we were big like Brookhaven, I could see spending this kind of money but this is a waste of money. Some of these trucks that we're putting them on, they don't move unless it snows. So we're going to spend this money for a truck to sit in the yard."

You have foremen, you have crew leaders. They're responsible for the people that work under them. I just don't understand why we have to spend- we have to waste more money.

And at the end of the day as a board you can say, well, it's- Woodson is an elected official and it's his problem and he can spend his money but the bottom line is you are the board that's approving the expenditures and when everything is said and done and people complain, he's going to point the finger right back to you guys.

I would urge at the very least that you table this.

I had a conversation with Jimmy earlier today and you should at least table this until we can sit down and talk because I see some issues coming up that we'll definitely be arguing, we'll be litigating if you follow through with this."

Supervisor Walter: "Okay."

Matt Hattorff: "Thank you."

Supervisor Walter: "Thank you, sir. Does anybody else wish to be heard on the resolutions? Well, of course, you can make a comment."

Councilman Dunleavy: "Mr. Hattorff, these devices are basically for the winter so when we're plowing snow, that we know where the trucks are because he gets a lot of phone calls at the highway department wanting to know when my street is going to be plowed and this way he can easily say the truck will be there within 10 minutes or you know he's just too far away, it will take him another 45 minutes to get there."

And then during the spring and leaf pick up, you will know where his trucks are so it's a- it's better for the taxpayers in the town that we can answer his questions or their questions that we know where all these trucks are."

Supervisor Walter: "Why don't we have Geo explain what it is. Nobody has even explained what it is. Geo, would you like to explain what it is?"

Matt Hattorff: "Okay, but following up with what John just said. This last winter, how many phone calls did we have about plowing the roads? So if we're going to spend- "

Councilman Wooten: "Thirteen."

Matt Hattorff: "-- \$20,000 a year- "

Councilman Dunleavy: "Thirteen."

Matt Hattorff: "-- on plowing- on when people's roads are going to be plowed, I mean now we're only talking a two month period, so we're going to hire a contractor and for the other 10 months, it's just going to sit there."

Councilman Dunleavy: "No. It's also for leaf pick up. It's also for- he'll know if his men are working or out having coffee."

Matt Hattorff: "It's not like our town line goes from the ocean to the sound and in Brookhaven where there's three different unions because they're so large, I can understand it. It doesn't

make sense here. We're talking about not even 30 guys. So we're going to put in 62 trucks and at best half of them are going to be on the road to the tune of \$30.00 a month per vehicle and whatever maintenance fees there are and overtime. There was a few things I read in there that I glanced over it quickly because I really didn't have time to go over the whole- "

Councilman Dunleavy: "Okay, thank you."

Supervisor Walter: "Geo, you want to- "

Geo Woodson: "The big thing here is the accountability and safety and when the people of Riverhead call up, they want to know when things are going to get done, we can give them an accurate description or time when we can do this.

As far as the winter vehicles- "

Councilman Wooten: "Let the people know what we're talking about. We're talking about- "

Geo Woodson: "GPS system."

Councilman Wooten: "GPS, right, which is an automated vehicle location monitor."

Geo Woodson: "Right. As far as the winter vehicles, it's a small percentage. You don't get charged the whole hundred percent for a vehicle that only gets used four months out of the year. It's a small percentage of the regular vehicles."

Matt Hattorff: "What is that percentage?"

Geo Woodson: "I believe it's 10-15%. I'm not 100% sure. But it's not the same as it is with a full time vehicle.

It's accountability in making- in safety and that's all it boils down to. If you're doing your job, you have nothing to worry about."

Councilman Dunleavy: "Thank you."

Councilwoman Giglio: "I can say that when I- when we had the storm in 2011, the storms, I had spent one day in the highway

department from about 10:00 in the morning until about 4:00 in the afternoon and the phone did not stop ringing. And everybody wanted to know when their street was going to be cleared.

There was a lady that had- that was having a baby. There was another lady that was concerned about her mother that was in a life threatening position and they needed to know when they were going to be able to get out of their streets and we couldn't even get anybody on the radio because a lot of the radios don't communicate through Wading River.

So I can tell you that the phone calls did not stop coming in to the highway department as to where and when and we're very concerned.

And the safety of the drivers, too, in that if they get into an accident or if they're off the side of the road, you know, they're not accessible to the radio or cell phone, that we don't know or Geo doesn't know and what he explained to me, that the truck's been idle for an hour and the truck may not be running and it's a better safe keeper for the employees also which is what he had expressed to me."

Councilman Gabrielsen: "I think one of the problems here is this should have come- I missed last week, my daughter was sick, should have come to a work session, discussed with the board because we're spending money, we don't know what it's for. We're learning now. This shouldn't be the forum for it. It should have come to work session, we could have asked our questions and- "

Supervisor Walter: "It was on- this resolution- "

Councilman Gabrielsen: "It was. Okay. I was out Thursday, I didn't realize it was discussed. It doesn't seem like anybody knows the amounts or anything."

Councilwoman Giglio: "We had discussed it some time ago and then it was suggested that it goes out for an RFP because of the dollar amount but it was discussed at a work session. But I think it was quite some time ago."

Councilman Gabrielsen: "The last one which wasn't done."

Councilman Dunleavy: "George, the union president wasn't there at the work session to voice his concern. Okay, so that's

basically what it was."

Matt Hattorff: "At the very least, George just said well, it's 10 or 15 or 20%, is that 20% off?"

Supervisor Walter: "That's a \$5.00 reduced fee."

Matt Hattorff: "So it's off- "

Supervisor Walter: "\$5.00-- monthly reduced fee of \$5.00 per vehicle on limited real time- I'm assuming it's \$5.00- the total cost, this is on the calculator, is about \$20,080 if all 62 vehicles were included at \$26.99 per month. And then I guess the vehicles- the way I'm reading this, is the vehicles that are on a limited use- limited use vehicles, the monthly amount would be reduced to \$5.00- reduced by \$5.00, so it would be \$21.99 as opposed to \$26.99."

Councilman Dunleavy: "Even during hurricane season we get emergency phone calls. He can look and see where the nearest truck is and send them to that location. It wires it down and he has to assist LIPA.

So I mean this is a public service, a safety issue for our public and for the highway employees, it's safety for them, too."

Matt Hattorff: "Well in a town as small as Riverhead, it's not that hard to figure out where your trucks are. It's just a matter of keeping in touch with your foremen and crew leaders. That's all it takes. Just keep in touch with them. It doesn't require to spend twenty grand on this. We can go out and buy four more wrecks from the city for that.

Of course, that would be twenty grand for the wrecks from the city and then they have to make a pass through that truck rebuilding place to the tune of 20,000 apiece, which is even more money that we wasted, but you know, this is just another waste of money.

It's obvious the board doesn't really know what the bottom line is here other than what Sean just figured out on his calculator. At the very least, you should table this and talk about it at work session and I'd be more than happy to have that discussion with you because I'll have time by then to go over the bid."

Councilman Wooten: "I'm confident (inaudible). And

sometimes to a fault, I think I've fairly represented the workers and employees of this town. And I've witnessed firsthand over 30 plus years that I've been here how hard they work and the dedication they have to this community. So I can't imagine why anyone would have a problem with GPS to be honest with you.

It's a system, tool for management. It's definitely a tool for management to best utilize their workers. That's the way I see it. It makes for accountability which is sorely needed. It helps support their efforts in all areas of the town to maximize and to minimize duplication and waste of mileage.

I can't understand- I cannot- I can buy the argument of big brother watching but the employees work for the taxpayers."

Matt Hattorff: "Absolutely."

Councilman Wooten: "And the taxpayers have a right to have the best and efficient service that we can provide. So- and that's accountability. So I don't think it's a bad thing. I think it's- the Suffolk County Water Authority has had it for years, Huntington has it, Islip has it, Babylon has it. A lot of these towns have it. Brookhaven has it. I know it's a big town but you know what? It's proven itself and- I don't know- I really don't see the downside except for maybe somebody is doing something they shouldn't be doing. And I'm not going to (inaudible)."

Matt Hattorff: "Okay. And getting back to the first thing you said, accountability. Well, that starts at the top. So that's where the correction needs to be made there. You correct that first and then maybe I could understand the GPS after that. But this is nothing more than if it's accountability, it's because somebody is too lazy to go out and check on their people. They'd much rather sit at the desk."

Councilman Wooten: "It's management. You can't be on- you can't be in all places all the time. I don't know where you are all day."

Matt Hattorff: "But that's why you have- that's why you have crew leaders, foremen, that's their job."

Councilman Wooten: "I don't see the downside, I don't. To the best of my knowledge I can't see it as a downside."

Matt Hattorff: "Well, at the end of the day it's still another waste of taxpayers dollars and you're the board that's going to approve it. And that's the way it's going to go."

Councilman Wooten: "I don't- "

Supervisor Walter: "All right. Geo, do you want to say anything else on this?"

Geo Woodson: "Take full responsibility, don't worry about it."

Supervisor Walter: "Okay. Does anybody else wish to be heard on this? Mr. Romano, how are you doing?"

Steve Romano: "Good afternoon, Steve Romano, Riverhead. I worked at Suffolk County Water Authority as you are aware when they implemented the GPS system. A few comments.

It's only as good as the people that are going to be held accountable to look at that which means as I guess the union president indicated, the foremen.

Theoretically from my experience, the foremen no longer has to— if the tool is used correctly, almost doesn't have to go into the field anymore. If it's a real time system, it almost— the way it should work, is at some point you'd be able to reduce the amount of foreman because one foreman can see where all 60 trucks are and from what I gather, half of them don't go on the road only in snow plowing.

So it's a tool that if used correctly could probably save the town money.

However, if it's not, and Mr. Woodson is not going to hold his foremen accountable to look at it, on more than a daily basis, but I think that was our growing pains that we had at the water authority initially, a lot of the foremen weren't computer— they were old timers, they weren't computer literate. It was a tough transition for them to start using the system.

So, hopefully, George is taking that all into account and again if they use it correctly, it's a great tool.

I know allegedly a lot of people say that you save money on gas because the trucks won't idle, but it did create in my experience some issues where the person that they eventually put in charge, you know, he was— if the vehicle idled more than 10 minutes, they wanted to know why.

And it got to a point where it could be a little, you know, you could use the tool and almost create some animosity and some morale problems. So again I don't know how much thought has been put into it, but just some comments that I experience as a foreman that actually used it.

It's a great tool but two questions I had. Is it a yearly contract that you could at the end of a year, that if you review it and say, hey, it's really not worth it, you know, we can cancel out?

And is there an installation charge to put the units in other than— plus the monthly maintenance agreement?"

Councilman Gabrielsen: "All right, that's a good question. And when the board discussed this, I wasn't here. Is it yearly, two year, three year?"

Councilwoman Giglio: "Well, I remember the conversation that we had when we first discussed it which was like six months ago."

Councilman Gabrielsen: "I'm talking about this contract. Geo would know, right?"

Councilman Dunleavy: "We discussed it— "

Councilman Gabrielsen: "It's a three year, okay?"

Councilman Dunleavy: "Yeah, we didn't discuss what they were going to charge monthly. I thought it was just a one time charge of installing it and I didn't know there was a monthly— "

Councilwoman Giglio: "It's a three year contract."

Councilman Dunleavy: "I didn't know it was a monthly fee."

Councilwoman Giglio: "And it's a three year contract I think that the annual cost is \$16,000, somewhere around there. It is— it pays for the devices initially. I believe that they are going to



teach our municipal garage how to move the device from one piece of equipment to another, if we should retire a piece of equipment and it's the monthly monitoring charge per vehicle so that we can tap into the website of the company that's actually supplying the mechanism so that you can have the— right on your computer screen where all the trucks are."

Steve Romano: "No, again, it's a great tool but I also— my concern is with technology changing so rapidly and thinking that it is a smaller town and it's not the whole county. I don't know if anyone, you know with the phones today, you can almost give somebody an I-phone and track him down that way and I don't know if it was looked at, if that's the idea to kind of know where your people are and where you can use them most efficiently, and the term of the contract.

Because I think maybe in two or three years, who knows what the technology, what improvements will be out there, what might be cheaper. Like I said, it might be something where you just are walking around with a phone and you don't even need an external company to help you out on it. Just food for thought."

Councilwoman Giglio: "Geo, did you want to respond to that because I know that you had tried the radio communication and the phone communication and that you said that you have some difficulties with that."

Geo Woodson: "Certain places in town we do have difficulty with the radios. And I would advise anybody that thinks this is a small town, go take a ride. Start at Laurel Lane and go all the way from Wading River to the Bookhaven line. It's not a small town anymore. It's a small downtown but go take a real ride around town. And when you have guys spread out all over the place, we are short handed. We've been talking about that for years.

My crew leaders, the foremen, most of the time they're out doing smaller jobs so this is just another tool to help us out and make the highway department better. That's all I strive for in anything I do at the highway department. Make it better, make it faster, and do the right thing.

That's what it should be all about."

Supervisor Walter: "Anybody else wish to be heard on this one

resolution? Good. Let's move on. Any other- anyone else want to be heard on any other resolution? No. Okay. Let's take up the resolutions. We have a CDA."

Councilman Dunleavy: "I'd like to close the town board meeting and make a resolution to open the community development meeting. So moved."

Councilman Wooten: "And I will second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes."

Chris Kempner: "The CDA meeting is open."

Meeting adjourned

Meeting reopened

Supervisor Walter: "Okay, call the- "

Resolution #398

Councilman Dunleavy: "2012 Chips resurfacing road improvement project. So moved."

Councilman Wooten: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #399

Councilman Wooten: "This is a Calverton recreational park Phase II 2012 budget adjustment. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #400

Councilman Gabrielsen: "Shared services budget adjustment. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #401

Supervisor Walter: "Before you call this I just want to talk to the board.

You know, I've been going over this resolution and Geo and I have had some conversations. And I'm concerned about reducing our-- yes, we have surplus in that department but this is a lot of money to transfer out in one year when we transferred out \$650,000 for the chips for paving and we're going to reduce our budget about 20%-- our reserves to about 20%. That's a big jump right now.

I'm just letting you know. I told the public I always tried to let you know where I stood on a resolution before I voted on it and I vote last so I'm letting you know where I am."

Councilman Gabrielsen: "Can we have a discussion on this? Did you come up with a number-- "

Supervisor Walter: "Came up with a number but it is about \$35,000 higher."

Councilman Dunleavy: "This is money that was paid to us by Chips. Oh, this is the purchase of the truck."

Supervisor Walter: "No. This is a transfer. It's a new vehicle, \$300,000, Geo right, vehicle-- sweeper. And what was the other thing? Front end loader, a sweeper and then the rest of it was for paving. (Inaudible)."

Councilwoman Giglio: "Are these the numbers that we discussed at the work session or are they different?"

Councilman Wooten: "Yes, the extra \$34,000."

(Inaudible comment)

Supervisor Walter: "Come up to the podium."

Bill Rothaar: "At the original work session we talked about all those numbers and then the traffic circle that— Osborne Avenue, spend like \$30,000 so this is \$34,000 higher."

Councilwoman Giglio: "But we— I thought that we were taking that money from Chips because that— "

Bill Rothaar: "We're putting money into Chips. We're taking it from fund balance and putting it into Chips."

Councilman Dunleavy: "That's what this is for, correct? That's what I thought. We did— no, this is— Chips paid us for projects that we weren't supposed to get the money for and what we're doing now is putting it back to Chips and we're going to re-spend it on other stuff that Chips approved."

Is this correct?"

Bill Rothaar: "Yes, correct. The board originally agreed to move all this money, this 700,000 out of fund balance and 300 something went into Chips but it wound up being \$34,000 more than the original conversation but we did have that one at the last work session."

Supervisor Walter: "So out of the \$740,000 budget, only \$40,000 is going to blacktop, road oil and patch. You're right, John, I was confusing— "

Councilman Dunleavy: "And just so everybody knows, Chips is money that we received from the State of New York for our road repairs and work on our roads. Okay? So they have to approve anything we do and a lot of stuff is old stuff that was spent years ago that they disapproved and we're just giving them the money and we're going to re-spend it on stuff that they approve."

Councilman Wooten: "There's other things you can spend Chip money on (inaudible)."

Bill Rothaar: "It's got to have a useful life of 10 years."

Councilman Dunleavy: "Right. Okay?"

Councilman Gabrielsen: "So, Bill, one more question while you're up here.

We kind of agreed at the time that the, you know, we went 35,000 over. What we agreed would be the maximum you take out. Is this making you a little nervous? Are we getting too low with fund balance we should have- "

Bill Rothaar: "I understand what the supervisor is saying because that's a pot of money that's been built up and once you spend it, it's not recurring. So you have it once and that's it."

Supervisor Walter: "We'll be down around 20%?"

Bill Rothaar: "This brings us another quarter percent lower, 19.75 wherever we are."

Councilman Gabrielsen: "It's getting a little- "

Councilman Wooten: "And we want a reserve of what, 15?"

Bill Rothaar: "You- a minimum of 15. We're trying to keep it at 18 because you never know, in particular in the highway department all of their revenues are taxes so it's not like you can- you have an increase in revenue in any given year. That's good and bad because you're not going to come lower on your revenues but you're never going really to come in higher.

And if you have a big snow year, that can cost you money. So although you want- you never want to budget for less than 15. All you need is one big snow year to go from 18 down to 16. So you do want to be careful with how low you go."

Councilman Dunleavy: "This is a one shot deal. If we don't do it this year, we'll have to do it next year. So, I mean, you know, we'll take it out this year or we'll take it out next year."

Councilwoman Giglio: "Right. And how it was explained by the highway superintendent is that our roads are in such disrepair that to rehabilitate them, if we wait another year, we do get a significant snowstorm, it's going to cost us twice as much to rehabilitate those roads that are just going to crumble over the winter months if we do get a bad winter.

So that's why he wants to re-pave the roads now and get all the roads taken care of so that it's not twice as much work and twice as much money later."

Bill Rothaar: "You know, the other thing- "

Supervisor Walter: "It is dropping our fund balance to the point where they will- we should never take any other money out of it in one fell swoop.

Last year the fund balance was very high. We pulled out \$600,000 to do the salt barns to pay for and a couple other miscellaneous things. I don't know who you can hold accountable for the Chips, probably they may be long gone- allocated correctly.

I don't mind the supervisor re-allocating for the Chips but once this money is gone, it's gone and it's not going to get put back. With the two percent tax cap, it's not going to be that we can raise the taxes or borrow the money. It's gone."

Councilman Gabrielsen: "What will be cut out of this?"

Supervisor Walter: "Honestly, I would just do the- we have \$650,000 for the Chips for paving. I would do the- I'd love to know who messed up Chips but I'm not going to even ask that but, you know, the 13,541 through the 100,469, I wouldn't do the budget for those- to reimburse those with the town. It's not out of the woods yet and that's what I'm afraid of."

Councilwoman Giglio: "What is the- what percentage do we maintain in the general fund fund balance?"

Bill Rothaar: "We have the same fund balance policy over all funds."

Councilwoman Giglio: "Okay. So what's the percentage that's in the general fund fund balance at this time?"

Bill Rothaar: "Well, the general fund runs around 21% but you have to remember there's a two and a half million dollar hole in that budget, operating budget that we're cutting down as we go. So we're eating up that fund balance every year.

The only way we're able to save that - we're able to save on that is because you know spending, we're cutting back on spending so we don't always use two and a half million dollars that was budgeted to come out of fund balance."

Councilman Dunleavy: "Yeah, but the 21% is going to be reduced next year."

Bill Rothaar: "Yes. The two and a half million is going to come off of that."

Councilman Dunleavy: "Because you're going to take a million three out or something. Right? So that will reduce it. Okay."

Bill Rothaar: "Well, that would be nice. We took a million three out last year, we budgeted the two point five because we had some revenues that came in but they were one shot revenues."

Councilwoman Giglio: "We had the settlement of the water district for a million dollars."

Councilman Wooten: (Inaudible)

Supervisor Walter: "All right. Well, let's vote on it guys. Call the resolution."

Resolution #401

Councilwoman Giglio: "Highway district budget adjustment. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen."

Councilman Gabrielsen: "I just want to say this is putting

five percent over our original agreements, you know, the 735 is five percent over. I think we're going in the wrong direction. Times are tough and we've got to save this stuff for a snowy day.

So I'm going to vote no."

The Vote (Cont'd.): "Wooten."

Councilman Wooten: "I can't imagine running a department and five years after a traffic circle is completed we realize that we overspent it by \$35,000. And it wasn't caught long before it was realized until now, so I'm certainly not going to hold you accountable. Somebody has to do it but I do have to pay our bills so I vote yes."

The Vote (Cont'd.): "Dunleavy."

Councilman Dunleavy: "Yeah, I just think that we're going to have to pay the money back that we were paid and if we don't do it this year, we're going to do it next year so it's going to reduce our fund balance next year so we might as well get it done with.

It's a one shot deal so I vote yes."

The Vote (Cont'd.): "Walter."

Supervisor Walter: "No. I believe that this is a little bit I dare say reckless to take this amount of money out of the reserve fund all at once so I vote no."

Diane Wilhelm: "The resolution is adopted."

Resolution #402

Councilman Dunleavy: "Meetinghouse Creek bulkheading improvement capital project budget adoption. So moved."

Councilman Wooten: "Seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."



Resolution #403

Supervisor Walter: "403 should be amended, the final resolve, the only resolve clause, take out justice court and put in sewer district. Okay."

Councilman Wooten: "I'd like to move 403 sewer district budget adjustment, as amended. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #404

Councilman Gabrielsen: "Scavenger waste budget adjustment. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #405

Councilwoman Giglio: "YMCA Calverton sewer district capital improvement project budget adoption. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio."

Councilwoman Giglio: "The YMCA did give a check to the sewer district for \$15,000 for the engineering study and the accounting department does have that in hand for the expenditure, so I'll vote yes."

The Vote (Cont'd.): "Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "Yes, for the same reason Jodi stated."

The Vote (Cont'd.): "Walter, yes. The resolution is adopted."

Resolution #406

Councilman Dunleavy: "Authorize attendance at lead based painting regulations training. So moved."

Councilman Wooten: "Seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "Yes. We have some lead paint that has to be removed and we don't have anybody trained for it, so I vote yes."

The Vote (Cont'd.): "Walter."

Supervisor Walter: "Yes."

Diane Wilhelm: "The resolution is adopted."

Resolution #407

Councilman Wooten: "This awards bid nunc pro tunc- pardon my French- for street light and traffic signal maintenance repair parts. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #408

Councilman Gabrielsen: "Authorize attendance of a police department employee to NY/NJ regional fugitive task force training. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #409

Councilwoman Giglio: "Amends Resolution #307 reappoints a seasonal groundskeeper. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio."

Councilwoman Giglio: "This is just changing the date of appointment. Yes."

The Vote (Cont'd.): "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #410

Councilman Dunleavy: "Appoints a call in recreation aide to the recreation department. So moved."

Councilman Wooten: "Seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #411

Councilman Wooten: "This appoints another call in aide to the recreation department. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #412

Councilman Gabrielsen: "Appoints seasonal call in lifeguards to the recreation department. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #413

Councilwoman Giglio: "Appoints a call in recreation aide to the recreation department. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #414

Councilman Dunleavy: "Appoints seasonal call in beach attendants/concession stand attendants to the recreation department. So moved."

Councilman Wooten: "Second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, abstain. The resolution is adopted."

Resolution #415

Councilman Wooten: "This appoints a call in park attendant II to the recreation department. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #416

Councilman Gabrielsen: "Appoints a call in park attendant III to the recreation department. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes."

(Some inaudible discussion)

The Vote (Cont'd.): "Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #417

Councilwoman Giglio: "Appoints a recreation aide I Level II, skate park, to the recreation department. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #418

Councilman Dunleavy: "Sets salaries for the summer 2012 youth bureau programs. So moved."

Councilman Wooten: "I'll second."

Supervisor, Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #419

Councilman Wooten: "This appoints seasonal recreation aides to the recreation department. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "You can tell the summer is here. Yes."

The vote (Cont'd.): "Walter, yes. The resolution is adopted."

Resolution #420

Councilman Gabrielsen: "Appoints summer recreation program leaders to the recreation department. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #421

Councilwoman Giglio: "Appoints a call in park attendant II to the recreation department. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #422

Councilman Dunleavy: "Appoints a call in recreation aide to the recreation department. So moved."

Councilman Wooten: "Second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #423

Councilman Wooten: "Appoints a seasonal water safety instructor to the recreation department. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #424

Councilman Gabrielsen: "Authorizes town clerk to publish and post public notice of public hearing to consider a proposed local law for an amendment of Chapter 101 entitled Vehicles & Traffic of the Riverhead town code, Section 101-3, stop and yield intersections; railroad crossings; parking fields, Fifth Street, St. John's Place. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "Yes. This is a stop sign on the south

side of St. John's Place with the intersection of Fifth Street.

I vote yes."

The Vote (Cont'd.): "Walter, yes."

Diane Wilhelm: "The resolution is adopted."

Resolution #425

Councilwoman Giglio: "Authorizes the town clerk to publish and post public notice of public hearing to consider a proposed local law to amend Chapter 101 Vehicles & Traffic of the Riverhead town code, Section 101-7, turns (right turn only south off the easterly access driveway leading from the TJ Maxx shopping plaza to Roanoke Avenue. So moved."

Councilman Dunleavy "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen."

Councilman Gabrielsen: "That's a right turn only."

Councilwoman Giglio: "Between the 7-11 and the hospital parking lot."

Diane Wilhelm: "That's a yes."

The Vote (Cont'd.) "Wooten."

Councilman Wooten: "Yes, to the public hearing."

The Vote (Cont'd.): "Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #426

Councilman Dunleavy: "Adopts a local law to amend Chapter 101 entitled Vehicles and Traffic of the Riverhead town code, Section 101-7, Turns - Middle Road and Roanoke Avenue. So moved."

Councilman Wooten: "I'll second."



Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "I vote yes. This is a no right turn off of Middle Road heading east onto Roanoke Avenue. I'll vote yes."

The Vote (Cont'd.): "Walter, yes. The resolution is adopted."

Resolution #427

Councilman Wooten: "427 adopts a local law amending Chapter 48 entitled Beaches and Recreation Centers of the Riverhead town code. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen."

Councilman Gabrielsen: "I just have a question. We eliminate the guide dog that would need to pay for a permit but they still have to get-- "

Councilman Dunleavy: "No. The license-- "

Councilman Gabrielsen: "You are waiving the fee but they would still have to come in and get some kind of exemption form?"

Councilman Wooten: "No. Every dog in the state has to be licensed. We waive the permit fee (inaudible). But a guide dog is permitted because you have a handicap permit so handicap permits are (inaudible)."

Councilman Gabrielsen: "Because it requires the town clerk to issue an exemption-- "

Councilman Wooten: "For the fee."

Councilman Gabrielsen: "For the fee. Right. So they get

some kind of a-- "

Councilman Wooten: "A handicap permit."

Councilman Gabrielsen: "Handicap permit, yes. Okay."

Diane Wilhelm: "Is that a yes?"

Councilman Gabrielsen: "Yes."

The Vote (Cont'd.): "Wooten."

Councilman Wooten: "I think his concern was about guide dogs which the law says you have to license. My big concern was make sure that this won't give the illusion that you could walk your dogs on the beach. Guide dogs you can, yes."

I vote yes."

The Vote (Cont'd.): "Dunleavy."

Councilman Dunleavy: "I vote yes. It was one-- there were so many working dogs and I didn't know that there was war dogs and war dogs are dogs that are discharged from the United States Army. They are also protected under the state and this statute."

So I have to vote yes because we are waiving the licensing and permit requirement."

So I vote yes."

The Vote (Cont'd.): "Walter, yes. The resolution is adopted."

Resolution #428

Councilman Gabrielsen: "Approves Chapter 90 application of Alzheimer's Association Long Island Chapter, walk to end Alzheimer's disease - August 25, 2012. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #429

Councilwoman Giglio: "Amends Resolution #126 of 2012, approves Chapter 90 application of Vail Leavitt."

Councilman Wooten: "This just corrects the Sunday time (inaudible). Two o'clock. They have a half day on Saturday."

Councilwoman Giglio: "Is there another resolution in here for the Vail Leavitt or- "

(Some inaudible discussion)

Councilwoman Giglio: "So this is specifically just to change the time."

Councilman Dunleavy: "Saturday time and Sunday time."

Councilman Wooten: "It's still not changed in the body."

Councilwoman Giglio: "I'm going to abstain. Or I moved it. John, you're seconding it?"

Councilman Wooten: "My question is the body says Saturday-- the first Whereas says Saturday, June 16<sup>th</sup> between noon and seven, and Sunday June 17<sup>th</sup> between noon and ten p.m.

Are they going to 10:00 p.m. on Sunday night?"

Robert Kozakiewicz: "Well, the first Whereas in the resolution described- "

Councilman Wooten: "The Whereas does not-- is that the original and this is the correction?"

Robert Kozakiewicz: "Right's correct. Right."

Councilman Gabrielsen: "So Saturday is going to ten p.m."

Robert Kozakiewicz: "Correct. Saturday is 12 noon to 10. Sunday is 12 to 6."

Councilman Dunleavy: "The correction is now therefore be it resolved. That's the correction."

Robert Kozakiewicz: "That should be the correct time."

Councilman Wooten: "Okay, very good."

Councilwoman Giglio: "John, are you seconding it?"

Councilman Dunleavy: "I second it."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio."

Councilwoman Giglio: "I voted no for the first resolution and I believe that this is just changing the time from the first resolution so I'll vote no again."

The Vote (Cont'd.): "Gabrielsen."

Councilman Gabrielsen: "I know it's a little bit off the track, but did we resolve the insurance issue?"

Councilman Dunleavy: "We have to-- we spoke with the insurance, I think that-- "

Councilman Gabrielsen: "I missed the work session."

Councilman Dunleavy: "We changed in the insurance requirements."

Robert Kozakiewicz: "We did get an insurance certificate-- "

Councilman Dunleavy: "We did get an insurance certificate. We did get that."

Councilman Gabrielsen: "From the (inaudible). That would be the-- he's like the contractor on site."

Supervisor Walter: "Did the other vendor give us insurance?"

Robert Kozakiewicz: "They have to."

Councilman Gabrielsen: "My concern is not him. I know they're going to have people come out, this is going to bring thousands of people.

Who is going to be responsible for the outside that's coming in?"

Supervisor Walter: "They're not going to- "

Robert Kozakiewicz: "They're not allowed to."

(Some inaudible discussion)

Councilman Garbielsen: "That's why normally we get a policy, you know, directly from the applicant. That eliminates that question."

Councilman Dunleavy: "But this is going to be limited to a fenced in area. They're not going- we have to amend that. They're not going to be able to walk out on Main Street with any alcohol. They have to stay within the parking lot. It will be fenced in."

Councilman Gabrielsen: "It's still the same event. So my concern is you're clearing up that's it's okay, that it will be monitored, will not bring alcohol- at that point, we are not covered. We're responsible."

Councilman Dunleavy: "The security guards will not allow backpacks be carried in."

Councilman Gabrielsen: "But I feel a little nervous when the applicant is not giving us insurance which covers all these issues."

(Some inaudible discussion)

Councilman Gabrielsen: "Is that going to come up?"

Supervisor Walter: "Is what going to come up?"

Councilman Gabrielsen: "That issue at work session."

Supervisor Walter: "You want to put it on for work session

and- "

Councilman Wooten: "I think we should support their time change. I don't want (inaudible)."

Supervisor Walter: "We discussed it all last week."

Councilman Dunleavy: "We all discussed that."

Councilman Gabrielsen: "But you're not answering my question."

Councilman Dunleavy: "What?"

Councilman Gabrielsen: "That we are going to be responsible for the issue- forget the subcontractor. He's not going to be responsible for any damage that's been done- "

Supervisor Walter: "I promise you we'll put it on for work session."

Can we vote on this resolution which is the time. That's all it is."

Councilman Dunleavy: "Every bar institution along is supposed to give us a- "

Councilman Gabrielsen: "And none of them have yet."

Councilman Dunleavy: (Inaudible)

Councilman Gabrielsen: "Okay."

Councilman Dunleavy: "But that was discussed at the last work session."

Councilman Gabrielsen: "Right. So will there be a resolution to approve that change or not? We'll discuss it. (Inaudible), It will be two weeks."

Supervisor Walter: "I'm only commenting, this is a resolution to change the times of the Vail Leavitt."

Councilman Gabrielsen: "Right. (Inaudible)"

Supervisor Walter: "It definitely isn't. We discussed it to death last week but we can put it on and discuss it again but- "

Councilwoman Giglio: "We discussed this that all the restaurants are going to put up two million dollars and the brewery was going to put up two million and- "

Supervisor Walter: "Vote on the resolution, please. Diane, call the resolution please."

Diane Wilhelm: "Well, we were up to George."

Councilman Dunleavy: "George has to vote."

Councilman Gabrielsen: "I think (inaudible)."

(Inaudible comment)

Supervisor Walter: "You have three choices, yes, no, abstain, please."

Councilman Dunleavy: "This is just on the time change. That's all this is."

Councilman Gabrielsen: "I understand that but I'm bringing the other thing because this is all the same. Everybody is looking this way, we're not being responsible. Since when does anybody come into town, hold an event and not give us insurance?"

Supervisor Walter: "Yes, no or abstain. Or we move to the next- "

Councilman Gabrielsen: "It's all part of the same event."

Supervisor Walter: "Yes, no or abstain."

Councilman Gabrielsen: "Okay. But we have another resolution to approve that- "

Supervisor Walter: "George- there's no resolution in here."

Councilman Gabrielsen: "But I think we're being irresponsible as a board. I vote no."

Supervisor Walter: "Okay, thank you."

(Some inaudible comments)

Councilman Wooten: "Before I vote, I will say this. Despite whether this Chapter 90 goes on with insurance or it doesn't go on because of insurance, I think that being late on Saturday is more prudent than a late night on Sunday.

I will accept these time changes. Yes."

The Vote (Cont'd.): "Dunleavy."

Councilman Dunleavy: "I have to agree with Councilman Wooten.

I vote yes."

The Vote (Cont'd.): "Walter."

Supervisor Walter: "Yes. And Tara or Jill, wherever you are, make sure this is on for work session for next week. Thursday."

Diane Wilhelm: "Resolution adopted."

Councilman Gabrielsen: (Inaudible)

Supervisor Walter: "That's exactly right. If we have to, I'll have a special meeting."

#### Resolution #430

Councilman Dunleavy: "Approves extension of performance security of NF Development LLC a/k/a Old Vine subdivision for road and drainage improvements. So moved."

Councilman Wooten: "I'll second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

#### Resolution #431



Councilman Wooten: "This authorizes the supervisor to execute stipulation of settlement with Civil Service Employees Association, Inc., Local 1000, AFSCME, AFL-CIO Riverhead unit of the Suffolk Local #85 (CSEA). So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #432

Councilman Gabrielsen: "Awards bid for automated vehicle location and monitoring (AVLM) for town of Riverhead highway department fleet. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen."

Councilman Gabrielsen: "I just have one question. It came up last Thursday too.

Did the town board members actually look at the different bids?"

Councilwoman Giglio: "I think Anne Marie Prudenti did."

Councilman Gabrielsen: "There were five bids that came in."

Supervisor Walter: "No. I didn't. No."

Councilwoman Giglio: "If you guys want to table this so that you can look at the bids."

Councilman Gabrielsen: "Because I know the last time you had a problem with the bids. I looked at the bid, a major mistake and at that point that's why it went away.

I think we have to look at the bids."

Supervisor Walter: "You want to table this?"

Councilman Gabrielsen: "I'd like to table Resolution 432. I make a motion to table."

Councilman Dunleavy: "Second."

Supervisor Walter: "Second to table. Diane, vote as to table."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, no; Dunleavy, yes; Walter, yes. Resolution 432 is tabled."

Resolution #433

Councilwoman Giglio: "Approves Chapter 90 application of Starfish Junction Productions LLC, North Ford Craft Beer, BBQ & wine festival - August 11, 2012. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #434

Councilman Dunleavy: "Rescinds Resolution #229 of 2012 (declares CTR Development LLC in default in connection with subdivision entitled Map of Demchuk Estates) and resolution and consent approving the dedication of highways known as Alfred Avenue (southerly portion) Donna Drive and recharge basin (Demchuk Estates). So moved."

Councilman Wooten: "I'll second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio."

Councilwoman Giglio: "Geo, did you inspect this recharge basin for Alfred Avenue and Donna Drive over by Riley Avenue School and are you ready to accept it and take it on?"

Geo Woodson: "Everything has been inspected (inaudible)."

Councilwoman Giglio: "Okay. All right. Yes."

The Vote (Cont'd.): "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #435

Councilman Wooten: "Approves the Chapter 90 application of Abate of NY Long Island Chapter (Veterans appreciation run - June 10, 2012 to be held at Riverhead Elks Lodge on private property). So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes. The resolution is adopted."

Resolution #436

Councilman Gabrielsen: "Rescinds Resolution #231 of 2012 (declares Whitford Development Corp. and BHG Development Corp. in connection with subdivision entitled Map of Fedun Estates) and Resolution and Consent approving the dedication of highways known as Alfred Avenue, West Alfred Avenue, Gordon Boulevard (southerly portion) and recharge basin (Fedun Estates). So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #437

Councilwoman Giglio: "Approves Chapter 90 application of Jamesport Fire Department (5K and 10K race - August 26, 2012). So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio."

Councilwoman Giglio: "I provide the ice. Yes."

The Vote (Cont'd.): "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #438

Councilman Dunleavy: "Authorize the town clerk to publish and post public notice to consider a local law to amend Chapter 108 entitled Zoning of the Riverhead town code. So moved."

Councilman Wooten: "I'll second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "I think this is what we needed for our code to get dimensions for what breezeways can be.

So I vote yes."

The Vote (Cont'd.): "Walter, yes. The resolution is adopted."

Resolution #439

Councilman Wooten: "It authorizes the town clerk to publish and post public notice to consider a local law to amend Chapter 64 entitled Fire Prevention of the Riverhead Town Code. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #440

Councilman Gabrielsen: "Approves the application for fireworks permit of Riverhead Raceway (July 7, 2012). So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #441

Councilwoman Giglio: "Approves the application for fireworks permit of Riverhead Raceway (August 25, 2012). So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #442

Councilman Dunleavy: "Ratifies the approval of town highway department's retention of services from Excav Services to remediate flooding on Horton Avenue. So moved."

Councilman Wooten: "I'll second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #443

Councilman Wooten: "This waives the sign fee for the Chapter 90 application of the Long Island Moose Classic Car Club (Wounded Warrior Project Car Show - June 16, 2012). So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #444

Councilman Gabrielsen: "Waives the showmobile application fee for Calverton National Veterans Cemetery, Inc. (Dignity Memorial Vietnam Wall exhibit days - June 20, 2012 to June 24, 2012). So moved."

Supervisor Walter: "Some discussion here. Bob, I wanted to have this resolution not only for that but for every Veterans Day and Memorial Day that we waive the fee, because we have been waiving the fee on Veterans Day and Memorial Day.

I think that should be a policy of the board and every Veterans Day and Memorial Day I've been doing it as Supervisor but can you prepare a resolution for that, that the showmobile (inaudible)."

Robert Kozakiewicz: (Inaudible)

Supervisor Walter: (Inaudible)

Robert Kozakiewicz: (Inaudible)

Supervisor Walter: "That the showmobile goes there two days, Veterans Day and Memorial Day. That's what we've been doing since I took office, except one time. One time I couldn't- "

Robert Kozakiewicz: "Special event."

Councilman Dunleavy: "Yeah, this is a special event but I think to honor our veterans, we should do that."

(Some inaudible discussion)

Supervisor Walter: "It's been moved but not seconded.

But could you prepare that? Okay."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten."

Councilman Wooten: "Of course I support this but I guess the showmobile is not going (inaudible) the vote. Yes."

Councilman Gabrielsen: "No. This year we're going to bring one of the trailers over (inaudible)."

The Vote (Cont'd.): "Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #445

Councilwoman Giglio: "Waives the showmobile application fee for Riverhead Central School District (Phillips Avenue Elementary School). So moved."

Supervisor Walter: "This is a good one. This is when we annex part of Southampton because my opinion is when the Riverhead showmobile goes to Phillips Avenue, we annex that part of Southampton (inaudible)."

John, you were to second."

Councilman Dunleavy: "Oh, seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #446

Councilman Dunleavy: "Approves reduction and cash substitution of performance security posted by Birchwood at Wading River LLC in connection with the subdivision entitled Birchwood at Wading River - Section 3. So moved."

Councilman Wooten: "I'll second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #447

Councilman Wooten: "Authorizes the town clerk to re-publish and re-post notice to bidders for quick lube maintenance Riverhead water district. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen."

Councilman Gabrielsen: "I hope this is the last time for this. Yes."

The Vote (Cont'd.): "Wooten, yes; Dunleavy."

Councilman Dunleavy: "Yeah. I don't know why anybody is not bidding on this.

I vote yes."

The Vote (Cont'd.): "Walter, yes. The resolution is adopted."

Resolution #448

Councilman Gabrielsen: "Increases rates for the Riverhead water district. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten."

Councilman Wooten: "Well, it's a small price to pay for all the services we just put into this.

Yes."

The Vote (Cont'd.): "Dunleavy."

Councilman Dunleavy: "I vote yes. The water district just put two new wells in, it costs a lot of money and now we have to help pay for them and the rate increase is not that much.



So I vote yes."

The Vote (Cont'd.): "Walter, yes. The resolution is adopted."

Resolution #449

Councilwoman Giglio: "Rejects part of bid for snack vendor services for 2012. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #450

Councilman Dunleavy: "Awards bid for snack vendors. So moved."

Councilman Wooten: "I'll second."

Supervisor Walter: "Moved and seconded. Vote please."

The vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #451

Councilman Wooten: "Authorizes submission of Main Street grant program application. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #452

Councilman Gabrielsen: "Authorizes funding application to New

York State to support enhanced sewer infrastructure at EPCAL subdivision. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #453

Councilwoman Giglio: "Amends Resolution #367 and that's pertaining to seasonal beach attendants at the recreation department. So moved."

Councilman Dunleavy: "And seconded."

Suprvisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio."

Councilwoman Giglio: "Does anybody know what this is?"

Councilman Dunleavy: "Amending the start date. It looks like to me that it's the same date."

Supervisor Walter: "Is it to add an individual?"

(Inaudible comment)

Councilman Dunleavy: "You just added the back one, to September 3<sup>rd</sup>, correct?"

(Inaudible comment)

Councilman Wooten: "Okay, I vote yes."

Councilman Gabrielsen: "I have a question. We moved it forward from the 26<sup>th</sup>, whatever?"

Councilman Wooten: "Yes, 10 days back."

Councilman Gabrielsen: "Moved it 10 days back. Is that the

policy, the 26<sup>th</sup> before Memorial Day (inaudible)."

Robert Kozakiewicz: "It had both in it. The resolution on its face indicated that they (inaudible) May 16<sup>th</sup>. The attachment indicated the start date is May 26<sup>th</sup>. And this is being amended (inaudible)."

Councilman Wooten: "But they only get paid when they come to work, so it doesn't matter (inaudible)."

The Vote (Cont'd.): "Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #454

Councilman Dunleavy: "Approves Chapter 90 application of Jamesport Fire Department to conduct a firemen's carnival. So moved."

Councilman Wooten: "I'll second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "Yes. This is July 10<sup>th</sup> thru Saturday, July 14<sup>th</sup> and it's a good carnival.

So I vote yes."

The Vote (Cont'd.): "Walter, yes. The resolution is adopted."

Resolution #455

Councilman Wooten: "455 is a motion to pay bills."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Supervisor Walter: "Okay. Now we open the public comment portion of the meeting for anything you wish to discuss. We ask you to limit your comments to five minutes, but that never seems to hold. Yes. Sid Bail. What can we do for you?"

Sid Bail: "I have two areas of concern. Today the town of Brookhaven finishing up their duck pond remediation project, the eastern pond. And I know that Riverhead has had difficulty lining up the funds to do their portion of the upland drainage improvements.

But I'd like to urge you to continue, you know, with your efforts to get the necessary funds."

Supervisor Walter: "Herein lies part of the problem. The budget transfer that we just did for the highway department is going to preclude us from even providing the matching grant with the county, because the-- "

Sid Bail: "I thought the matching grant with the county fell through."

Supervisor Walter: "The matching grant with the county, \$175,000, if we get that. I have never seen anything official that it fell through but I suspect it has but it doesn't mean if it doesn't come back-- that's \$175,000 match would have come out of the highway department reserve. It isn't going to happen now. And I don't know what to tell you."

Sid Bail: "It's kind of a sad story. It's like 20 years since any significant work has been done on the pond. I think Joe Janoski-- I have the paperwork."

Councilman Wooten: "Twenty years (inaudible)."

Supervisor Walter: "He spent the rest of it."

Councilman Gabrielsen: "We're squeezing too much out of the reserve. It would be (inaudible). I agree with you."

Councilwoman Giglio: "But we only authorize \$35,000 more than what was originally approved by all board members."

Supervisor Walter: "Not by me. Not by me. I never waited on

that."

Councilwoman Giglio: "And you know what? We did have engineering come with an alternative solution that would not cost as much as \$170,000 to do the duck pond. It would have cost only \$80,000 I believe to put in gravel and- "

Supervisor Walter: "No, no, no. That was actually- he thought that was going to be more expensive, that asphalt, than putting in a driveway. He said that at a work session."

Councilwoman Giglio: "Okay. So, I was of the impression that that grant money fell through, the matching grant with the county."

Supervisor Walter: "And the whole project is \$350,000 or something like that- 340, and the hope was, Dan McCormack has been speaking to the gentleman that was in charge of this in the County Executive's office was laid off, so we don't- we have not officially heard that it has fallen through and it really, you know, we have to rely on Ed Romaine to try to keep pushing this. But the match is gone."

Councilwoman Giglio: "But we could have funded it six months ago when we talked about it before we approved this resolution today and it wasn't done."

Councilman Wooten: (Inaudible comment)

Sid Bail: "Well, since I've done so well on this particular issue, I've got a second issue here."

Have you- I always hesitate to even ask now. Have you done any thinking about the Wading River Creek? Is there any plans for doing anything this coming season?"

Supervisor Walter: "We have- did we actually submit the application? We have found- there's no sense in ever dredging the creek in December so we've been pushing every year to dredge in July. There's a window in July you can dredge and we pushed last year. We obtained a permit and the piping clover came, we got the permit right as the hurricane hit, we couldn't- we didn't dredge the creek."

Again, I would never spend anybody's money- I would never waste

anybody's money to dredge it in December. We applied for the permit. We have been notified that the tern and piping clover are both there. We have met with the DEC and Keyspan and I don't know we got any response from Keyspan to move the mouth of the creek out through the jetty, the LIPA LILCO jetties to put the creek more or less back where the mouth was.

We met with again the DEC and Keyspan. I think it's the Keyspan facility, correct? Or is it National Grid? And they have not gotten back to us. That is a while ago. We probably have to follow up."

(Inaudible comment)

Supervisor Walter: "The goal is to-- my goal is try to redirect the mouth of the creek through those jetties, dig that out, and be done with it.

As you can imagine with the DEC, well, I'll just leave it to your imagination. But I'm working on it."

Sid Bail: "Thank you."

Supervisor Walter: "Maybe we can get a resolution allocating some of that \$720,000 we did for GEO for the Wading River duck pond.

Mr. Romano."

Steve Romano: "Back on the GPS, does the police department have any tracking system that they use?"

Supervisor Walter: "No."

Steve Romano: "How do they know where their sector cars are? And wouldn't that kind of blend in with what the highway department wants to do?

I mean I don't know how many sector cars are on the road at any given shift, but-- "

Councilwoman Giglio: "I believe-- "

Supervisor Walter: "It's not a comment that we should be commenting on at a board meeting."

Councilwoman Giglio: "But I think that the police department has their own devices that are (inaudible) throughout the town where they have constant radio."

Supervisor Walter: "Not something to be discussed- "

Councilwoman Giglio: "They have constant communication. It's not uninterrupted."

Steve Romano: "The second question I had in regards to the GPS is how- do you guys know how many vehicles the town actually has outside the highway department and is there any thought to doing the rest of the vehicles in the town. I mean if it's a system that pays itself in the end by saving gas and keeping people within speed limits and whatnot- I don't know how many vehicles are out there."

Supervisor Walter: "We do know. I don't know off the top of my head."

Councilman Dunleavy: "Our garage would know. Our municipal garage. It's over 200 though."

Steve Romano: "Well, why if- let me put it this way. So if- but if highway- say everything works out for highway. Would you guys consider or who brings it forward to the board to say why don't we do buildings and grounds or Riverhead water district or the sewer district."

Supervisor Walter: "Such a large- a lot of the vehicles that we have go out on a regular basis. I mean the recreation department has two Crown Vics that are these old, 150,000 mile vehicles. They sit for eight months of the year."

The seniors- the recreation bus sits for however many months of the year- the senior buses sit. I would say- I used to- I did know the number of regular vehicles used and it's not a tremendous number of vehicles and we only- we had 17 or 18 vehicles that people took home, emergency response and we limited that to either 14 or 15 two years ago.

So the regular use vehicles aren't that many.

But the real issue, Steve, it comes down to cost, you know. Twenty thousand dollars a year when we're still short in our budget,

2.6 million is something that we're not- I'd have to cut something else to make that happen."

Steve Romano: "And one other thing. And I don't know just if you're cognizant of it. I don't really know what the outcome was even where we work, but I know because they really emphasize staying within the speed limits and I used to stress that to my employees more almost on a personal basis that if you're doing 50 in a 35 and God forbid you get in an accident and you maim somebody, you hurt them seriously or even kill them, you know, that's on record that, number one, you were speeding and that could be FOIL'd.

But my question really to the board is do you guys expose yourself in the event something like that happens? Is the town also exposed if you know somebody- "

Supervisor Walter: "Ask your question since you (inaudible) GPS.

I was not aware- yeah, I- not that I wasn't aware. I didn't really think about that aspect, that you can now track your speed. Obviously you can and if it keeps a record, you're going to know how fast the employee is going."

Steve Romano: "Especially I'm always nervous in a school zone because all of a sudden it comes up, it's 15, 20 miles an hour and you might be on a road doing 40, and people forget and they just kind of zoom through there. God forbid, you know, that was for my own personal. I stayed at the speed limit. I can't tell you how I increased the gas mileage, too. I mean it's- it has a lot of benefits to it. But it is big brother and it knows everything you do, everywhere you go."

Councilman Wooten: "Right. It has that capability for sure."

Steve Romano: "I don't know if your package will have that."

Councilman Wooten: (Inaudible comment)

Steve Romano: "But, no, you can set it up, Jim where- I felt like for the water authority if we had the next day reporting, we really- I don't think we needed instant time because you would get- if you set up- however you set up your program, you could get a report in and every day you knew where vehicle 442 was. It told you



the time they stopped, where they— well, you could actually get into detail as to where they were and every minute.

I think depending on how you set it up, you would get a report every two minutes where the vehicle was, you know. And I don't know how sophisticated your system would be. Maybe it would be like a 15 minute reporting, but you actually could print out a report and look at it for each one of your vehicles that your foreman or whoever is in charge of, to see what they were doing during the day.

And most of our foremen, they actually did it on the following day because they— other than if they felt somebody was giving them the run around, you know, you could just get on the screen and know exactly where they were.

But just some food for thought."

Supervisor Walter: "Thank you."

Councilman Dunleavy: "Thank you."

Steve Romano: "Thank you."

Supervisor Walter: "Does anybody else wish to be heard? Not seeing anybody, can I get a motion to adjourn?"

Councilman Dunleavy: "I make a motion to adjourn the meeting. So moved."

Supervisor Walter: "All in favor?"

Collective response: "Aye."

Meeting closed: 4:03 p.m.

*Alia M. Thibault*  
Town Clerk